



Image

DRE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Martin Clive-Smith, et al.

Serial No. 10/726,763

Filed: December 2, 2003

For: ADJUSTABLE POST FOR
CONTAINER

)
) Examiner: Not Assigned

)
) Group Art Unit: Unknown

)
) Division of
) 09/743,777
) Filed March 16, 2001

)
) April 6, 2004

**PETITION FOR FILING DATE
AND REFUND OF PETITION FEE**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

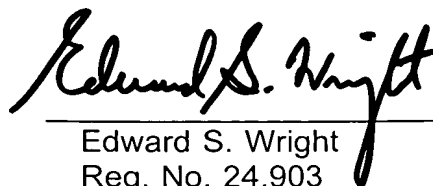
The Notice of Incomplete Nonprovisional Application mailed March 5, 2004 is incorrect in stating that the application was filed without drawings, and appears to have been sent in error.

The application is a division of Serial No. 09/743,777 which was a national phase filing of PCT Application No. PCT/GB00/01820, published as WO 00/69756. The copy of the prior application submitted with the request for the divisional application consisted of a copy of the published PCT application, including the drawings, as filed in the parent application. Receipt of that copy of those drawings in the Patent Office is acknowledged on the return postcard which was submitted with the request. Copies of the postcard and the drawings submitted with the request are attached.

The application was filed by Express Mail on December 2, 2003, and since the application was complete as filed, applicant hereby petitions to the Commissioner to accord the application the filing date of December 2, 2003 to which it is entitled.

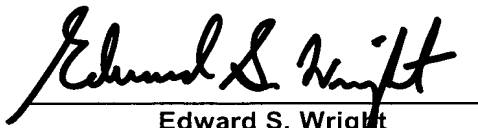
The Commissioner is authorized to charge any fee required in connection with this petition to Deposit Account No. 50-2975, Order No. A-70132-1. In the event, however, that such a fee is charged, it is requested that it be refunded immediately to the same Deposit Account.

Respectfully submitted,


Edward S. Wright
Reg. No. 24,903

CERTIFICATE OF MAILING

I CERTIFY THAT THIS PETITION, WITH ATTACHMENTS AS NOTED, IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, IN AN ENVELOPE ADDRESSED TO MAIL STOP PETITIONS, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON April 6, 2004.



Edward S. Wright



In the United States Patent and Trademark Office

File No.: A-70132-1/ESW	Date Mailed: December 2, 2003	Express Mail No.: EV 182098029 US
Serial No.:		Check No. 6112 Amount: \$385.00
Applicant: Martain Clive-Smith et al.		
Title: ADJUSTABLE POST FOR CONTAINER		
Additional Enclosures: <ul style="list-style-type: none">• <u>xx</u> Transmittal for Divisional Application• <u>xx</u> Copies of the Application, Drawings, and Declaration		Acknowledge receipt of the enclosures by imprinting Pat. Office "date stamp" here and returning to addressee noted on reverse

22154 U.S. PTO
10/726763



120203